



City of Carmel

MINUTES
Carmel Board of Zoning Appeals
Regular Meeting
Monday, November 23, 2009
6:00 pm
Council Chambers

Present: James Hawkins, President
Kent Broach
Leo Dierckman
Rick Ripma, Alternate
Connie Tingley, Recording Secretary

Staff members in attendance: Mike Hollibaugh, DOCS Director
Christine Barton-Holmes, Planning Administrator

Legal Counsel: John Molitor

Previous Minutes:

One a motion made by Leo Dierckman and seconded by Rick Ripma:

The minutes for the meeting dated October 26, 2009 were approved as circulated.

MOTION CARRIED UNANIMOUSLY

Department Report: Christine Barton-Holmes

- Item 1h, Kingsborough Parcel tabled until December 21
- Items 2-3h, MG Hair Design-signage withdrawn by Petitioner
- Item 4h, Meridian & Main tabled until December 21
- Item 1i, 646 Johnson Drive Appeal tabled indefinitely

Legal Report: John Molitor

- Johnson Drive: ongoing litigation involving Plan Commission
 - Neighbors are co-plaintiffs with Plan Commission
 - Will continue for few months; may go to trial
 - Will keep BZA Board members apprised
- Executive Session immediately following this meeting to discuss pending litigation

Public Hearing:

1h. Kingsborough Parcel: MOVED FROM HEARING OFFICER - TABLED TO DECEMBER 21

The applicant seeks the following development standards variance approval:

Docket No. 09100001V 5.04.03.E.1 Reduced lot width

The site is located at on West 141st Street east of Ivybridge Drive, and is zoned S1/Single-Family Residential.
Filed by Jeff Reasner for Kingsborough LLC.

2-3h. MG Hair Design – Signage WITHDRAWN

The applicant seeks the following development standards variance approvals:

Docket No. 09070018V 25.07.02-09 (b) Number of signs
Docket No. 09070019V 25.07.02-09 (b) Sign not facing a ROW (south)

The site is located at 13190 Hazel Dell Parkway. It is zoned B-3/Business.

Filed by Dave Coots of Coots, Henke and Wheeler for Marie Green of MG Hair Design.

4h. Meridian & Main TABLED TO DECEMBER 21

The applicant seeks the following development standards variance approvals and use variance approval:

Docket No. 09050012 V 23B.08.03.A.1 Building height under 26'/one occupiable floor

The site is located at 1440 Main Street West and is zoned B6 within the US 31 Overlay.

Filed by Joseph Scimia of Baker & Daniels and James Browning of Browning Investments for Meridian 131, LLC.

Old Business

1i. 646 Johnson Drive Appeal TABLED INDEFINITELY

The applicant seeks the following permit issuance appeal:

Docket No. 09020014 Appeal Appeal of Permit No. 09010003 Accessory Structure Size

The site is located at 646 Johnson Drive and is zoned R1/Single-family residential

Filed by: Howard & Holly Green; John & Beryl Colosimo; James & Laura Dunn; Judy Wagner; and Michael & Susan Shaw, neighbors.

New Business

1j. Meeting dates for December 2009 and January 2010

- **December** agenda full with a couple controversial dockets
 - City Council meeting same night; using the Chambers
 - Meeting possibilities:
 - Caucus Rooms
 - Issues with sound system
 - Recording and broadcasting issues
 - Courtroom
 - Postpone to December 23 or 28 or January 6 or 7

Result:

Schedule December 2009 BZA meeting for January 6 or 7, 2010, depending upon availability of Board members.

- **January** meeting also conflicts with Council meeting for Chambers
 - Nothing docketed at this time for January agenda

Result:

Schedule January, 2010 BZA meeting for Tuesday, January 26, 2010

Adjournment

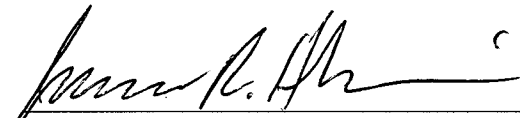
Motion: On a motion made by Leo Dierckman and seconded by Rick Ripma:

The Meeting be adjourned.

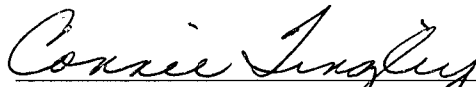
MOTION CARRIED UNANIMOUSLY

The meeting adjourned at 6:10 PM.

Approved this 26th day of January 2010.



President - James R. Hawkins



Secretary - Connie Tingley